

Court of Appeals, State of Michigan

ORDER

People of MI v Terry Dewayne Vogelsang

Docket No. 319082

LC No. 2013-015164-FH

Pat M. Donofrio
Presiding Judge

Peter D. O'Connell

Amy Ronayne Krause
Judges

The Prosecutor has confessed error that this Court approves. Consequently, this Court VACATES that portion of the judgment of sentence that imposes a \$500 fine on defendant because no fine is permitted by law for the conviction of attempted home invasion second degree. *People v Cunningham*, 496 Mich 145; 852 NW2d 118 (2014); *People v Krieger*, 202 Mich App 245; 247-249, 507 NW2d 749 (1993); MCL 769.1k(1)(b)(i).

This Court does not retain jurisdiction.



A true copy entered and certified by Jerome W. Zimmer Jr., Chief Clerk, on

APR 24 2015

Date

Chief Clerk